City of Lafayette
Public Meeting Agenda
City Council Special Meeting
Redevelopment Agency Special Meeting

Monday, January 12, 2009 **6:30 pm**
Lafayette Community Center – **Sequoia Room**
500 St. Mary's Road, Lafayette, California

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1. CALL TO ORDER
2. ROLL CALL
3. ADOPTION OF AGENDA
4. PUBLIC COMMENTS
5. CLOSED SESSION
   A. **Conference with Legal Counsel-Existing Litigation**
   Government Code section 54956.9(a)
   Colby v. City of Lafayette et al.
   Case No. N08-1508

   Convene Redevelopment Agency

   B. **Conference with Legal Counsel – Anticipated Litigation: Significant exposure to Litigation pursuant to Government Code section 54956.9(b) (1 Case)**

   Adjourn Redevelopment Agency

6. ADJOURNMENT

I, Joanne Robbins, declare under penalty of perjury that this agenda has been posted at least 72 hours in advance at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA.

* Any writings or documents pertaining to an **open session** item provided to a majority of the City Council less than 72 hours prior to the meeting, shall be made available for public inspection at the front counter at City Hall located at 3675 Mt. Diablo Blvd., Suite 210, Lafayette, CA. during normal business hours.

City of Lafayette
General Information for Public Meetings

Location of Agendas and Agenda Packets: Agenda and packets are available for review by the public during regular work hours at the Lafayette City Offices, 3675 Mt. Diablo Blvd., Suite 210. Agendas and packets shall be made available at least 72 hours in advance of each meeting. Agendas and staff reports are also available on the city website www.ci.lafayette.ca.us .

Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132). Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Joanne Robbins, City Clerk at (925) 299-3210 at least 48 hours before the meeting, if possible.

Board1 Discussion: In accordance with State Law, the Board is generally prohibited from discussing and making decisions regarding items not posted on the agenda. Exceptions include items of urgency that become known to the Board after the posting of the agenda; discussion of such items requires a 4/5ths affirmative vote by the Board.

Persons Wishing to Speak: Any person may address the Board on any item listed on this agenda. Persons wishing to address the Board should complete a speaker slip and submit it to the City staff. In addressing the Board, speakers should step to the podium and state their names and addresses for the record.

Public Comments on Agenda Items: Persons wishing to speak on items listed on the agenda will be heard when called by the meeting chair. After the public has commented, the item will be closed to public comment and brought to the Board for discussion and action. There is no further comment permitted from the audience unless invited by the meeting chair.

Public Comments on Non-Agenda Items: Persons wishing to speak on matters not posted on this agenda are encouraged to submit the matter in writing to the City Clerk or staff aide at least ten days prior to the next regularly scheduled Board meeting date. Persons unable to do this may address the Board under the PUBLIC COMMENTS section of this agenda. Note, however, that such matters may be referred to staff for action or posted on a future agenda.

Time Limit on Comments: Persons will be permitted to speak for up to three minutes.

Posted Times: Posted times are estimated and actual times will vary. Public hearings may start later but never earlier than the posted time.

Reconsideration of Items: After the Board has acted on an agenda item, it may reconsider the same item later in the meeting in accordance with Council Rules of Proceedings II.D.4 in Resolution 17-95.

Consent Calendar: All matters listed under consent calendar are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the Board or a member of the public prior to the time that the Board votes on the motion to adopt.

Notice Requirements: Lafayette Municipal Code Section 6-211 requires that the City provide public notice of the first public hearing for any meeting that requires public notice. If there are additional meetings, they are **not re-noticed**. Be advised that it is the responsibility of any interested party to follow the continuance date or dates, as well as to be apprised of whether project revisions have been submitted.

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1 "Board" is used here as a generic term for the City Council, commissions, committees, task forces, and other public decision-making boards.

City of Lafayette
Public Meeting Agenda
City Council Regular Meeting
Redevelopment Agency Special Meeting

Monday, January 12, 2009 **7:00 pm**
Lafayette Community Center – Manzanita Room
500 St. Mary's Road, Lafayette, California

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1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. ADOPTION OF AGENDA
5. REPORT FROM CLOSED SESSION
6. PUBLIC COMMENTS
7. PRESENTATIONS

8. OLD BUSINESS

9. STAFF REPORTS

10. PUBLIC HEARINGS
    A. **Traci Reilly, Co-Chair Crime Prevention Commission**
    Ordinance 579 repealing Chapter 56-4 of the Contra Costa County Code Entitled "Solicitors and Peddler" and adding Chapter 4-4 of the Lafayette Municipal Code Entitled "Solicitors, Peddlers and Canvassers"
    Recommendation: Discuss and introduce Ordinance 579.

    B. **Ann Merideth, Community Development Director**
    Ordinance 578 repealing Chapter 6-26, Public Art, and adding Chapter 11-7, Public Art, and Resolution 2008-44 setting a public art fee and maintenance endowment requirement
    Recommendation: Adopt Resolution 2008-44 and introduce Ordinance 578 and continue to January 26, 2009 for second reading and adoption.

11. CONSENT CALENDAR
    A. **City Council Minutes**
    December 8, 2008
    Recommendation: Approve.

    B. **Appointing one new member to the Community Center Foundation**
    Recommendation: Appoint Judy Gregerson to the Community Center Foundation.

    Convene Redevelopment Agency

    C. **Update on Downtown Strategy**
    Recommendation: Receive and file.

    Adjourn Redevelopment Agency

12. COUNCIL/COMMISSION REPORTS

A. Councilmember report on activities and consideration of matters a councilmember wishes to initiate for placement on a future agenda.

B. **Mayor Don Tatzin**

1. **2009 Councilmember Assignments**
   Recommendation: Adopt the 2009 Council Assignments.

2. **Joint Council/Commission/Committee meeting Schedule**
   Recommendation: Adopt the 2009 joint council/commission/committee meeting schedule.

3. **Discussion on tracking 2009 Priorities**
   Recommendation: Discuss and direct staff.

13. WRITTEN COMMUNICATIONS

A. **E-mail from Jared Schultzman, American Red Cross, requesting a proclamation recognizing January as National Blood Donor Month**
   Recommendation: Discuss and direct staff.

B. **Letter dated January 5, 2009 from Jay Lifson, C.E.O. Lafayette Chamber of Commerce, requesting permission to use Lafayette Plaza August 14, 21, 28 from 6:30pm to 8:30pm for Rock the Plaza.**
   Recommendation: Discuss and direct staff.

C. **Letter dated January 5, 2009 from Jay Lifson, C.E. O. Lafayette Chamber of Commerce, requesting permission for street closures as outlined in their letter for the 14th Annual Art & Wine Festival from 6pm Friday, September 18th until 10pm Sunday, September 20th, banners on the median light poles, publicity in Vistas and the Community Center newsletter and assistance from Lafayette police and public works departments.**
   Recommendation: Discuss and direct staff.

D. **Letter dated January 5, 2009 from Jay Lifson, C.E.O. Lafayette Chamber of Commerce, requesting permission for street closures as outlined in their letter for the 2009 Lafayette Reservoir Run from 6am to 10:30am Sunday, October 25th, banners on the median light poles, publicity in Vistas and the Community Center newsletter and assistance from Lafayette police and public works departments.**
   Recommendation: Discuss and direct staff.

14. ADJOURNMENT to the next regularly scheduled meeting on Monday, January 26, 2009.

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